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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE AS
DESIGNATED/ELECTED OFFICE

Applicants: Ashton, et al.

Int. Appln. No: PCT/US2004/000763

Int. Filing Date: 13 January 2004

US Appln. No.: To Be Assigned Case No.: 21317YP

Filed: Concurrently Herewith

For: 3-AMINO-4-PHENYLBUTANOIC ACID
DERIVATIVES AS DIPEPTIDYL PEPTIDASE
INHIBITORS FOR THE TREATMENT OR
PREVENTION OF DIABETES

Art Unit:

Examiner:

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

EXPRESS MAIL CERTIFICATE
DATE OF DEPOSIT 7-14-2005
EXPRESS MAIL NO. EV 166061009305
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE"
ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VIRGINIA 22313-1450
MAILED BY Kathy L. Huthowske
DATE 7-14-05

Sir:

The above-identified case is a PCT application entering the US National Phase under 35 U.S.C. § 371 and Article 39(1)(a) of the Patent Cooperation Treaty. Applicants respectfully request entry of the following amendments prior to prosecution of the subject application. Any additional fees associated with this Amendment may be charged to Merck Deposit Account No. 13-2755.

Please amend this application as follows:

Amendments to the Specification are reflected on page 2 of this response.
Amendments to the Claims are reflected on page 3 of this response. **Remarks** begin on page 22 of this response.